

**GOVERNMENT OF TELANGANA
ABSTRACT**

Public Servants – PR&RD Dept. – Allegations of irregularities in road work from Anugonda to Ankanpally, sanctioned under NREGS, Makthal Mandal, Mahabubnagar District against Sri B.Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) - Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 (Telangana Adaptation) order, 2016 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 615 **Dated: 08-09-2016**
Read:

G.O.Ms.No.67, PR&RD (Vig.I) Department, dt.08.09.2016.

ORDER:

In pursuance of the sanction accorded under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980(Telangana Adaptation Order) 2016 in the G.O. read above, for initiating departmental proceedings against Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) it is proposed to hold an enquiry against Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (Retd.) in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Service (Classification, Control and Appeal) Rules, 1991 (Telangana Adaptation Order) 2016.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and list of witnesses, by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control &Appeal) Rules, 1991 (Telangana Adaptation Order) 2016 or the order/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad, Mahabubnagar (now Retd.) is invited to Rule 24 of the A.P. Civil Service (Conduct) Rules, 1964 (Telangana Adaptation Order) 2016, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A.P. Civil Service (Conduct) Rules, 1964 (Telangana Adaptation Order) 2016.

P.T.O.

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7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

S.P.SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri B. Eshwaraiah, the then Extension Officer, (PR&RD) MP Amarabad,
Mahabubnagar (now Retd.) **through** the Engineer-in-Chief,
Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:

The Secretary to VC, TVC, Hyderabad.

The GA (V&E) Deptt.,

(Vigilance Report No.20 (248/V&E/E.III/2014), dt.29.02.2016)

The Director, PR&RE, Hyderabad

SF/SC

//FORWARDED ::BY ORDER//

SECTION OFFICER

ANNEXURE –I

(Annexure to G.O.Rt.No.615, PR&RD (Vig.I) Deptt., dt.08.09.2016)

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI B.ESHWARAIHAH, THE THEN EXTENSION OFFICER, (PR&RD) MP AMARABAD, MAHABUBNAGAR (NOW RETD.).

CHARGE-I:

That Sri B.Eshwaraiah, the then Extension officer, (PR&RD) MP Amarabad, Mahabubnagar has committed certain irregularities in road work from Anugonda to Ankanpally, sanctioned under NREGS, Makthal (M), Mahabubnagar District, by colluding with other departmental officials and made payment to the work which are presented to him without check measurement.

BASIS:

The GP Makthal has given Administrative sanctions (G.P.Resolutions) for three works under the GP Funds and the names of the works are as follows.

First work:

1. Name of the work: Repairs to the R/F Rayachur Road to Girls Hostel with C/O Side Drain.
2. Administrative sanction/Resolution date: GP Resolution no.Nil/09-10,dt:23.05.2009.
3. Estimate cost (inLakhs) :1.75
4. Technical sanction: vide sanction orders no. TS/SDR/112/2009-10, dt:15.02.2010.

Second Work:

1. Name of the work: Gravelling of Rahamaniya colony in Makthal (V), Makthal (M)
2. Administrative sanction/Resolution date: GP Resolution no.Nil/09-10,dt:23.05.2009.
3. Estimate cost (inLakhs) :1.75
4. Technical sanction: vide sanction orders no. TS/SDR/119/2009-10, dt:15.02.2010.

Third Work:

1. Name of the work: Spl. Repairs to internal road ie., Sriramnagar colony, LB Colony, and New Venkateshwara Colony in Makthal (V&M).
2. Administrative sanction/Resolution date: GP Resolution no.Nil/09-10,dt:23.05.2009.
3. Estimate cost (inLakhs) :1.75
4. Technical sanction: vide sanction orders no. TS/SDR/118/2009-10, dt:15.02.2010.

Therefore, the payments were made to contractor to the work bills before completion of work without check measuring by the concerned Officer, based only on the AEs recordings ie., without obtaining the check measurement of preceding set of measurements which leads the violation of Article 176 (a) of AP Financial code.

Therefore, Sri B.Eshwaraiah, Extension officer, (PR&RD) MP Amarabad, Mahabubnagar has failed to discharge his legitimate duties properly. Thus his action is in violation of Rule 3 of APCS (Conduct) Rules, 1964(Telangana Adaptation Order) 2016.

Hence the charge.

P.T.O.

CHARGE-II:

That Sri B .Eshwaraiah, the then Extension officer, (PR&RD) MP Amarabad, Mahabubnagar has committed certain irregularities in road work from Anugonda to Ankanpally, sanctioned under NREGS, Makthal (M), Mahabubnagar District. He made excess payment to the Sarpanch, GP Makthal without deducting the statutory recoveries from the Gross bills viz., Seigniorage charges and VAT amount which leads loss to the GP Makthal of Rs.62,621/-.

BASIS:

The GP Makthal has given Administrative sanctions (G.P. Resolutions) for three works under the GP Funds and the names of the works are as follows.

First work:

1. Name of the work: Improvement of internal roads in Makthal GP (Rayachure Road to Girls Hostel) Makthal(M)
2. Gross Amount in Rs:1,74,330/-
3. Recovery in Rs:23,244/-
4. Page no.of MB :42 of A/38/2008-09
- 5.Technical sanction: vide sanction orders No. TS/SDR/112/2009-10, dt:15.02.2010.

Second Work:

1. Name of the work: Improvement of internal roads in Makthal (M)
2. Gross Amount in Rs:1,75,000/-
3. Recovery in Rs:23,504/-
4. Page no.of MB :43 of A/38/2008-09
- 5.Technical sanction: vide sanction orders No. TS/SDR/119/2009-10, dt:15.02.2010.

Third Work:

1. Name of the work: Improvement of internal roads in Makthal GP Makthal(M)
2. Gross Amount in Rs:1,25,000/-
3. Recovery in Rs:15,873/-
4. Page no.of MB :53 of A/38/2008-09
- 5.Technical sanction: vide sanction orders No. TS/SDR/118/2009-10, dt:15.02.2010.

which comes to a total of Rs. 62,621/-.

Thus, the payments were made to the Contractor without deducting the recoveries from the Gross bills i.e., Seigniorage charges and VAT amount as a result of which the GP Makthal has lost Rs.62,621/-.

Thus, Sri B. Eshwaraiah, the then Extension officer, PR&RD has failed in performing legitimate duties properly and caused financial loss to Government exchequer. Thus his action is in violation of Rule 3 of APCS (Conduct) rules, 1964(Telangana Adaptation Order) 2016.

Hence the charge.

S.P.SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –II

(Annexure to G.O.Rt.No.615 , PR&RD (Vig.I) Deptt., dt.08.09.2016)

**LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES ARE
PROPOSED TO BE SUSTAINED AGAINST SRI B.ESHWARAIHAH, THE THEN
EXTENSION OFFICER, (PR&RD) (RETD.) MP AMARABAD,
MAHABUBNAGAR**

G.A. (V&E) Department Vigilance Report No.20 (248/V&E/EIII/2014),
dt:29-02-2016.

S.P.SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –III

(Annexure to G.O.Rt.No. 615 , PR&RD (Vig.I) Deptt., dt.08.09.2016)

**LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES ARE
PROPOSED TO BE SUSTAINED AGAINST SRI B.ESHWARAIHAH, THE THEN
EXTENSION OFFICER, (PR&RD) (RETD.) MP AMARABAD,
MAHABUBNAGAR**

-NIL-

S.P.SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER